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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, MARCH 22, 2002

APPLICATION OF

COLUMBIA ENERGY SERVICES  
CORPORATION

CASE NO. PUE000473

For waiver from compliance  
with filing deadline

DISMISSAL ORDER

In its Petition filed with the State Corporation Commission ("Commission") on September 8, 2000, Columbia Energy Services Corporation ("CES" or "Company") requested from the Commission, and was subsequently granted, a waiver of the deadline to seek a license as a competitive service provider or an aggregator under the Commission's Interim Rules Governing Electric and Natural Gas Retail Access Programs ("Interim Rules"), 20 VAC 5-311-10 et seq.<sup>1</sup> In its September 8 petition, CES represented that it needed additional time, until December 1, 2000, to comply with

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<sup>1</sup> The Interim Rules were adopted by the Commission's Final Order in Case No. PUE980812. See Commonwealth of Virginia, At the relation of the State Corporation Commission, Ex Parte: In the Matter of establishing interim rules for retail access pilot programs, Case No. PUE980812, 2000 S.C.C. Ann. Rept. 392. Subsection B of 20 VAC 5-311-60 requires natural gas retail access pilots previously approved by the Commission and any participants in said pilots to comply with the Interim Rules within a 120-day time period ("filing deadline"). Pursuant to the filing deadline, CES originally was required to file an application for a license as a competitive service provider or an aggregator by no later than September 25, 2000.

20 VAC 5-311-60 B because the Company was in the process of selling its mass market retail operations to The New Power Company ("New Power"). CES explained that it intended to assign its natural gas customers in Virginia to New Power when New Power receives a license to conduct business as a competitive service provider in natural gas retail access programs in Virginia.<sup>2</sup>

By Order entered September 25, 2000, the Commission granted CES' request for a waiver of the filing deadline. The Commission directed CES, on or before December 1, 2000, to transfer its customers to New Power or another licensed entity or, if that could not be accomplished, to apply for the appropriate licenses under the Interim Rules. The Commission further directed the Company to file with the Clerk of the Commission, on or before December 1, 2000, a notification that the planned transfer of customers had been accomplished.

Acting on a further request for waiver filed by the Company on November 28, 2000, the Commission granted CES an additional waiver of the filing requirement found in 20 VAC 5-311-60 B.<sup>3</sup> In the December 4, 2000, Order, the Commission expressed its

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<sup>2</sup> By Order dated September 28, 2000, the Commission granted New Power's application for a license as a competitive service provider in Case No. PUE000435.

<sup>3</sup> See Commission's December 4, 2000, "Order Granting Additional Waiver Subject to Conditions", Case No. PUE000473, 2000 S.C.C. Ann. Rept. 566.

concern about the Company's rate of progress and attached certain conditions to the waiver granted to the Company. Among other things, it directed the Company to file with the Office of the Clerk of the Commission notification that the planned transfers of customers to New Power or another licensed entity had been accomplished.

On February 1, 2001, CES, by counsel, filed its "Notification of Transfer of Customers". In that document, CES notified the Commission that all of its customers had been transferred to New Power, and that CES was no longer a competitive service provider or aggregator participating in a natural gas retail access pilot program approved by the Commission. It represented that it was no longer necessary for the Company to obtain a license to become a competitive service provider. The Company requested that the Commission dismiss this proceeding.

NOW, UPON consideration of the Company's request, the Commission is of the opinion and finds that since the transfer of customers to New Power has been affected, this matter should be dismissed from the Commission's docket of active proceedings.

Accordingly, IT IS ORDERED THAT this matter shall be dismissed from the Commission's docket of active proceedings and the papers filed herein shall be made a part of the Commission's file for ended causes.

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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

APPENDIX A

GAS COMPANIES IN VIRGINIA

Columbia Gas of Virginia, Inc.  
Ms. Peggy Landini  
Executive Vice President & COO  
9001 Arboretum Parkway  
P.O. Box 35674  
Richmond, Virginia 23235-0674

Commonwealth Public Service Corp.  
Mr. Mark Neal, Manager  
P.O. Box 589  
Bluefield, West Virginia 24701

Roanoke Gas Company  
Mr. John Williamson, President  
P.O. Box 13007  
Roanoke, Virginia 24011

Southwestern Virginia Gas Company  
Mr. Allan McClain, President  
208 Lester Street  
Martinsville, Virginia 24112

United Cities Gas Company  
c/o Atmos Energy Corporation  
Mr. Thomas R. Blose, Jr., President  
810 Crescent Centre Drive, Suite 600  
Franklin, Tennessee 37067-6226

NUI-Virginia Gas Distribution Company  
Mr. Joe Curia, President  
200 East Main Street  
Abingdon, Virginia 24210

NUI-Virginia Gas Pipeline Company  
Mr. Joe Curia, President  
200 East Main Street  
Abingdon, Virginia 24210

NUI-Virginia Gas Storage Company  
Mr. Joe Curia, President  
200 East Main Street  
Abingdon, Virginia 24210

Virginia Natural Gas, Inc.  
Mr. Henry P. Linginfelter, President  
5100 East Virginia Beach Blvd.  
Norfolk, Virginia 23502-3488

Washington Gas Light Company  
Mr. James H. DeGraffenreidt  
Chairman, President, and CEO  
1100 H Street, N.W.  
Washington, D.C. 20080

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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

APPENDIX B

ELECTRIC COMPANIES IN VIRGINIA

Allegheny Power  
Mr. Bryan Moorhouse  
Vice-President, State Affairs  
10435 Downsville Pike  
Hagerstown, Maryland 21740-1766

American Electric Power  
Mr. R. Daniel Carson, President  
Virginia/Tennessee  
Three James Center, Suite 702  
1051 East Cary Street  
Richmond, Virginia 23219

Conectiv Power Delivery  
Mr. Mack Wathen  
Director, Planning, Finance and Regulation  
New Castle Regional Office  
401 Eagle One Road  
P.O. Box 9239  
Newark, Delaware 19714-9239

Dominion Virginia Power  
Mr. Edgar M. Roach, Jr.  
President & COO  
Box 26666  
Richmond, Virginia 23261

LG&E Energy Corporation  
Mr. Michael S. Beer  
Vice President, Rates and Regulatory  
220 West Main Street  
Louisville, Kentucky 40202

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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

ELECTRIC COOPERATIVES IN VIRGINIA

A&N Electric Cooperative  
Mr. Vernon N. Brinkley  
President  
P.O. Box 1128  
Parksley, Virginia 23421-1128

B-A-R-C Electric Cooperative  
Mr. Richard Weaver  
General Manager  
P.O. Box 264  
Millboro, Virginia 24460-0264

Central Virginia Electric Cooperative  
Mr. Howard L. Scarboro  
General Manager  
P.O. Box 247  
Lovingston, Virginia 22949

Community Electric Cooperative  
Mr. James M. Reynolds, P.E.  
General Manager  
P.O. Box 267  
Windsor, Virginia 23487-0267

Craig-Botetourt Electric Cooperative  
Mr. Gerald H. Groseclose  
General Manager  
P.O. Box 265  
New Castle, Virginia 24127-0265

Mecklenburg Electric Cooperative  
Mr. John Bowman  
Executive Vice President & General Manager  
P.O. Box 2451  
Chase City, Virginia 23924-2451

Northern Neck Electric Cooperative  
Mr. Charles R. Rice, Jr.  
President and CEO  
P.O. Box 288  
Warsaw, Virginia 22572-0288



Northern Virginia Electric Cooperative  
Mr. Stanley C. Feuerberg  
President and CEO  
P.O. Box 2710  
Manassas, Virginia 20108-0875

Powell Valley Electric Cooperative  
Mr. Randell W. Meyers  
General Manager & CEO  
325 Straight Creek Road  
P.O. Box 1528  
New Tazewell, Tennessee 37879-1528

Prince George Electric Cooperative  
Mr. Dale Bradshaw, CEO  
P.O. Box 168  
Waverly, Virginia 23890-0168

Rappahannock Electric Cooperative  
Mr. Cecil E. Viverette, Jr.  
President  
P.O. Box 7388  
Fredericksburg, Virginia 22404-7388

Shenandoah Valley Electric Cooperative  
Mr. C. Douglas Wine  
President & CEO  
P.O. Box 236  
Mt. Crawford, Virginia 22841-0236

Southside Electric Cooperative  
Mr. Larry Longshore  
President and CEO  
P.O. Box 7  
Crewe, Virginia 23930-0007